

Nov-17-1981

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, NOVEMBER 17, 1981
AT 8:30 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING: The meeting was called to order by Mayor Wilson at 8:39 a.m. The meeting was recessed by Mayor Wilson at 8:52 a.m. The meeting was reconvened by Mayor Wilson at 9:06 a.m. with Councilmember Williams not present. The meeting was recessed by Mayor Wilson at 10:10 a.m.

Students from Daley Elementary School were introduced and welcomed by the Council. The meeting was reconvened by Mayor Wilson at 10:38 a.m. with Councilmember Williams not present. The meeting was recessed at 12:16 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor Wilson at 2:09 p.m. with Councilmembers Mitchell, Williams and Schnaubelt not present. The meeting was recessed by Mayor Wilson at 2:12 p.m. to meet as the Redevelopment Agency. The meeting was reconvened at 2:36 p.m. by Mayor Wilson with Councilmembers Williams, Schnaubelt and Murphy not present. The meeting was recessed by Mayor Wilson at 2:44 p.m. The meeting was reconvened by Mayor Wilson at 3:42 p.m. with Councilmembers Mitchell, Williams and Murphy not present. The meeting was adjourned by Mayor Wilson at 4:39 p.m.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-present.

(1) Councilmember Mitchell-present.

(2) Councilmember Cleator-present.

(3) Councilmember Golding-present.

(4) Councilmember Williams-excused by R-255369 (attend EPA-National Drinking Water Advisory Council in Washington, D. C.

(5) Councilmember Schnaubelt-present.

(6) Councilmember Gotch-present.

(7) Councilmember Murphy-present.

(8) Councilmember Killea-present.

Clerk-Abdelnour (jb/eb)

Nov-17-1981 ITEM-300:

FILE: MINUTES

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-present.

Councilmember Mitchell-present.
Councilmember Cleator-present.
Councilmember Golding-present.
Councilmember Williams-not present.
Councilmember Schnaubelt-present.
Councilmember Gotch-present.
Councilmember Murphy-present.
Councilmember Killea-present.

Nov-17-1981 ITEM-310:

DESCRIPTION: (This group will arrive at approximately 10:00_a.m.) Twenty-eight visitors will attend this meeting from Oak Park Elementary School accompanied by Ms. Sherry Lorch and Ms. Betty Williams. (DISTRICT-3.)

FILE: MEET

COUNCIL ACTION:

(Tape location: None).

Appeared.

Nov-17-1981 ITEM-330:

DESCRIPTION: Matters of: a - REZONING PARCEL MAP PM-9470, portions of PUEBLO LOTS 1278 and 1303 and portions of NORTHEAST UNIVERSITY CITY NO. 1, MAP-9492 (approximately 123 acres), located east of Town Centre Drive between La Jolla Village and Nobel Drives, in the University Community Plan area, from ZONE R-1-5 (portions Hillside Review) to ZONES R-2A and CN. (Case-5-81-023. DISTRICT-1.) b - Proposal to amend the UNIVERSITY COMMUNITY PLAN for the area described above to reflect a residential density of 10-24 dwellings per acre for 119.6 acres and a designation of "Neighborhood Commercial" for 3.4 acres and reaffirm the designation of an elementary school site.

Subitem-A:

(R-82-796)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL IMPACT REPORT EIR-80-06-23 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (O-82-74)

INTRODUCTION of an ORDINANCE for R-2A and CN Zoning.

Subitem-C: (R-82-795)

Adoption of a RESOLUTION approving the AMENDMENT to the UNIVERSITY COMMUNITY PLAN, to be effective when the amendment to the General Plan Map is adopted

after a hearing on or about June 29, 1982.

Subitem-D: (R-82-798)

Adoption of a Resolution for AFFIRMATION of the present DESIGNATION of a SCHOOL SITE near the southwest corner of PUEBLO LOT 1304 for the SAN DIEGO UNIFIED SCHOOL DISTRICT.

Subitem-E: (R-82-797)

Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-80-06-23.

FILE: ZONE 11/17/81; LAND University Community Plan

COUNCIL ACTION:

(Tape location: A037- D255)

Subitem-A adopted as Resolution R-255370.

Subitem-B introduced as amended to be adopted December 7, 1981.

Subitem-C adopted as Resolution R-255371.

Subitem-D adopted as Resolution R-255372.

Subitem-E adopted as Resolution R-255373.

Hearing began at 8:41 a.m. and halted at 8:52 a.m.

Hearing resumed at 9:07 a.m. and halted at 10:10 a.m.

Hearing resumed at 10:38 a.m. and halted at 11:45 a.m.

Testimony in favor by George Lattimer, Harry Summers, R. H. Hamstra, Lillian Stafford and Gary Meana.

Testimony in opposition by Dr. Peter Frank, Dennis Downs, RAdm. George Furlong, Capt. James Taylor, Margo Rebar, Carol Grant and Melissa Griffin.

Motion by Mitchell to suspend the rules to allow thirty minutes per side for testimony. Second by Cleator. Passed by the following vote: Yeas-1, 2, 3, 5, 6, 7, 8, M. Nays-None. Not present-4.

MOTION BY MITCHELL TO CLOSE HEARING, ADOPT SUBITEM-A, INTRODUCE SUBITEM-B AS

AMENDED, TO INCLUDE THE REQUEST THAT APPROVAL WILL RUN FOR FIVE YEARS INSTEAD

OF TWO YEARS AND IS TO BE ACHIEVED BY INTERLINEATION; ADOPT SUBITEMS-C, D, AND

E. Second by Cleator. Passed by the following vote: Mitchell-yea.

Cleator-yea. Golding-yea. Williams-not present. Schnaubelt-yea. Gotch-yea.

Murphy-yea. Killea-nay. Mayor Wilson-ineligible.

Nov-17-1981 ITEM-331:

DESCRIPTION: Matter of a portion of LOT 1 of subdivision of the EAST 1/2 of Pueblo Lot 1215, PUEBLO LANDS, MAP-690 (approximately 10.5 acres), located on the west side of I-805 between Stalmer and Beal Streets, in the Clairemont Mesa Community Plan area. 1 - REZONING the above described real property from ZONE R-1-5 to ZONE R-2A; (Case-5-81-049. DISTRICT-5.) 2 - APPEALS of LAWRENCE and MARGARET McCAW and DOROTHY COOKE from the decision of the PLANNING COMMISSION in APPROVING CONDITIONAL USE PERMIT CUP-10-673-0 to construct 242 units of housing for low-income senior citizens (minimum age 62 years) on a City-owned site located on the above described real property. (CUP-10-673-0. DISTRICT-5.)

Subitem-A: (R-82-577)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-81-04-09 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-82-59)

INTRODUCTION of an ORDINANCE for R-2A Zoning.

Subitem-C: (R-82-)

Adoption of a RESOLUTION granting the appeal and denying the permit, or denying the appeal and granting the permit with appropriate findings to support Council action.

FILE: ZONE 11/17/81; PERM CUP-10-673-0

COUNCIL ACTION:

(Tape location: D347- E027)

Subitem-A adopted as Resolution R-255374.

Subitem-B introduced to be adopted December 7, 1981.

Subitem-C adopted as Resolution R-255375.

Hearing began at 11:52 a.m. and halted at 12:15 p.m.

Testimony in favor by Randy Luce.

Testimony in opposition, to the method but not the rezone, by Lawrence McCaw.

MOTION BY SCHNAUBELT TO CLOSE HEARING, ADOPT SUBITEM-A, INTRODUCE SUBITEM-B,

AND ADOPT SUBITEM-C AS AMENDED, DENYING THE APPEAL AND GRANTING THE PERMIT

WITH THE REQUIREMENT TO IMPROVE THE STREET. ALSO DIRECT THE CITY

MANAGER TO
NEGOTIATE WITH THE PROPERTY OWNER(S) TO MAKE THE PROPERTY A GIFT TO
THE CITY

WITH THE AMOUNT TO BE APPROVED BY THE CITY COUNCIL AT A LATER DATE.

Second by

Gotch. Passed by the following vote: Mitchell-yea. Cleator-not present.

Golding-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Murphy-yea.

Killea-yea. Mayor Wilson-not present.

Nov-17-1981 ITEM-332:

DESCRIPTION: Matter of REZONING a portion of PUEBLO LOT 1301, MISCELLANEOUS
MAP-36 (approximately 16 acres), located on the south side of Nobel Drive,
east and west of Regents Drive, in the University North Community Plan area,
from ZONE R-1-5 to ZONE R-3A. (Case-5-81-041. DISTRICT-1.)

Subitem-A: (R-82-578)

Adoption of a RESOLUTION certifying that the information contained in
ENVIRONMENTAL NEGATIVE DECLARATION END-81-04-32 has been completed in
compliance with the California Environmental Quality Act of 1970 and State
guidelines, and that said declaration has been reviewed and considered by the
Council.

Subitem-B: (O-82-60)

INTRODUCTION of an ORDINANCE for R-3A Zoning.

FILE: ZONE 11/17/81

COUNCIL ACTION:

(Tape location: D270-308)

Subitem-A adopted as Resolution R-255376.

Subitem-B introduced to be adopted December 7, 1981.

Hearing began at 11:46 a.m. and halted at 11:49 a.m.

MOTION BY MITCHELL TO CLOSE HEARING, ADOPT SUBITEM-A, AND INTRODUCE
SUBITEM-B.

Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-not
present. Golding-yea. Williams-not present. Schnaubelt-yea. Gotch-yea.
Murphy-yea. Killea-yea. Mayor Wilson-yea.

Nov-17-1981 ITEM-333:

DESCRIPTION: Matter of REZONING a portion of SECTION 26, TOWNSHIP 18 SOUTH,
RANGE 2 WEST, S.B.B.M., (approximately 4.62 acres), located west and adjacent
to Beyer Boulevard between Del Sol Boulevard and Iris Avenue, in the Otay
Mesa- Nestor Community Plan area, from ZONE A1-10 to ZONE M-1B.

(Case-5-81-046. DISTRICT-8.)

Subitem-A: (R-82-579)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-81-07-16 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-82-61)

INTRODUCTION of an ORDINANCE for M-1B Zoning.

FILE: ZONE 11/17/81

COUNCIL ACTION:

(Tape location: D309-325)

Subitem-A adopted as Resolution R-255377.

Subitem-B introduced to be adopted December 7, 1981.

Hearing began at 11:49 a.m. and halted at 11:50 a.m.

MOTION BY KILLEA TO CLOSE HEARING, ADOPT SUBITEM-A, AND INTRODUCE SUBITEM-B.

Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-not present. Golding-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-yea.

Nov-17-1981 ITEM-334:

DESCRIPTION: Matter of REZONING LOT 119, SAN YSIDRO, MAP-1174 (approximately 7,000 sq. ft.), located on the north side of San Ysidro Boulevard between Cottonwood Road and Cypress Drive, in the San Ysidro Community Plan area, from ZONE R-4 to ZONE CA. (Case-5-81-063. DISTRICT-8.)

Subitem-A: (R-82-691)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-81-06-26 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-82-68)

INTRODUCTION of an ORDINANCE for CA Zoning.

FILE: ZONE 11/17/81

COUNCIL ACTION:

(Tape location: D326-344)

Subitem-A adopted as Resolution R-255378.

Subitem-B introduced to be adopted December 7, 1981.

Hearing began at 11:50 a.m. and halted at 11:51 a.m.

MOTION BY KILLEA TO CLOSE HEARING, ADOPT SUBITEM-A, AND INTRODUCE SUBITEM-B.

Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-not present. Golding-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-yea.

Nov-17-1981 ITEM-335:

DESCRIPTION: Matter of REZONING a portion of RANCHO LOS PENASQUITOS (approximately 49 acres), located westerly of Camino Ruiz between Camino Ruiz and Salvia Way, in the Penasquitos East Community Plan area, from ZONE A1-10 (portions Hillside Review) to ZONE R-1-5. (Case-5-80-100. DISTRICT-1.)

Subitem-A: (R-82-588)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL IMPACT REPORT EIR-80-11-13 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (O-82-65)

INTRODUCTION of an ORDINANCE for R-1-5 Zoning.

Subitem-C: (R-82-)

Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-80-11-13.

FILE: ZONE 11/17/81

COUNCIL ACTION:

(Tape location: F410-466)

Subitem-A adopted as Resolution R-255379.

Subitem-B introduced, to be adopted December 7, 1981.

Subitem-C adopted as Resolution R-255380.

Hearing began 2:37 p.m. and halted 2:41 p.m.

Councilmember Murphy entered 2:39 p.m.

MOTION BY MITCHELL TO CLOSE THE HEARING, ADOPT SUBITEMS-A AND C, INTRODUCE

SUBITEM-B. Second by Cleator. Passed by the following vote: Mitchell-yea.

Cleator-yea. Golding-yea. Williams-not present. Schnaubelt-not present.
Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-yea.

Nov-17-1981 ITEM-336:

DESCRIPTION: (R-82-735) APPROVING the NORTH CITY WEST SCHOOL FACILITIES MASTER PLAN, dated October 16, 1981 in accordance with the recommendation of the City Manager contained in City Manager Report CMR-81-397. (See City Manager Report CMR-81-397 and TLU Committee Consultant Analysis TLU-81-26.)

COMMITTEE ACTION:

Reviewed by TLU on 10/12/81. Recommendation to ADOPT the Resolution.

Districts 3, 4 and 5 voted yea. Districts 1 and 7 not present.

FILE: LAND - North City West School Facilities Master Plan

COUNCIL ACTION:

(Tape location: F563-H086).

Adopted as amended as Resolution R-255381.

MOTION BY CLEATOR TO CLOSE THE HEARING AND AMEND RESOLUTION TO APPROVE THE NORTH CITY WEST SCHOOL FACILITIES MASTER PLAN WITH MODIFICATIONS DATED

NOVEMBER 17, 1981, AND ADOPT AS AMENDED. Second by Golding. Passed by the following vote: Mitchell-yea. Cleator-yea. Golding-yea. Williams-not present. Schnaubelt-yea. Gotch-nay. Murphy-ineligible. Killea-yea. Mayor Wilson-yea.

Nov-17-1981 * ITEM-S401:

DESCRIPTION: (R-82-783) (Trailed from November 16, 1981, at Councilmember Gotch's request.) Approving CHANGE ORDER NO. 1, issued in connection with the CONTRACT with LINDO DONALDSON for TECOLOTE COMMUNITY PARK ADDITIONAL

IMPROVEMENTS, said Change Order amounting to a NET INCREASE in the contract price of \$7,700; authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER the sum of \$7,700 from CAPITAL OUTLAY FUND 30245 CIP-90-245 CAPITAL OUTLAY RESERVE

to CIP-23- 119 TECOLOTE COMMUNITY PARK ADDITIONAL IMPROVEMENTS for the above

Change Order. (South Clairemont Community area. DISTRICT-6.)

FILE: A-00227

COUNCIL ACTION:

(Tape location: F480-508).

Adopted as Resolution R-255382.

MOTION BY GOTCH TO ADOPT. Second by Killea. Passed by the following vote:

Mitchell-yea. Cleator-yea. Golding-yea. Williams-not present.

Schnaubelt-not present. Gotch-yea. Murphy-yea. Killea-yea. Mayor

Wilson-yea.

Nov-17-1981 ITEM-S500

DESCRIPTION: PROGRESS REPORT on the status of the efforts to form an ASSESSMENT DISTRICT by the "SAVE TALMADGE CANYON COMMITTEE."

FILE: MEET

COUNCIL ACTION:

(Tape location: F033-050).

Continued to December 8, 1981.

MOTION BY GOLDING TO CONTINUE TO DECEMBER 8, 1981, AND DIRECT THE CITY MANAGER

AND PROPERTY DEPARTMENT TO EXPLORE WITH THE DEVELOPER THE POSSIBILITY OF AN

EXCHANGE OF PROPERTY IN THE AREA. Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-yea. Golding-yea. Williams-not present.

Schnaubelt-not present. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-yea.

Nov-17-1981 ADJOURNMENT:

FILE: MINUTES

DESCRIPTION:

MOTION BY MITCHELL TO ADJOURN IN MEMORY OF ELLEN ANEWALT AND PAUL PEERY.

Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-not present. Golding-yea. Williams-not present. Schnaubelt-yea. Gotch-yea.

Murphy-not present. Killea-yea. Mayor Wilson-yea.